IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

THURSDAY, THE 22ND NOVEMBER 2007 / 1ST AGRAHAYANA 1929

CRP.No. 716 of 2000(E)

AGAINST THE ORDER DATED 22/06/1998 IN IA 1667/98 IN OS.386/1995 OF II ADDL.MUNSIFF COURT.,THRISSUR.

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PETITIONERS/ PETITIONERS/PLAINTIFFS:
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1. **LONAPPAN, S/O. LATE CHEENIKKAL INASU, KANIMANGALAM VILLAGE, NEDUPUZHA DESOM, THRISSUR TALUK AND DISTRICT.**
2. **ELIA, W/O. LATE CHEENIKKAL INASU, DO. DO.**
3. **MERCY, D/O. LATE DO. DO.**
4. **THRESSIA, D/O. LATE DO. DO.**
5. **POULOSE, S/O. LATE DO. DO.**
6. **ANTONY, S/O. LATE DO. DO. (PETITIONERS 2 TO 6 REP. BY POWER OF ATTORNEY 1ST PETITIONER, LONAPPAN).**

BY ADV. SMT.SUMATHY DANDAPANI.

RESPONDENTS/ RESPONDENTS/ DEFENDANTS:
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1. **RAPPAI, S/O. MELATH VAREED, MANIMANGALAM VILLAGE, NEDUPUZHA DESOM, THRISSUR TALUK.**
2. **OUSEPH, S/O. MELATH VAREED, KANIMANGALAM VILLAGE, NEDUPUZHA DESOM, THRISSUR TALUK.**
3. **CHAKKAPPAN, S/O. MELATH VAREED, KANIMANGALAM VILLAGE, NEDUPUZHA DESOM, THRISSUR TALUK.**

BY

THIS CIVIL REVISION PETITION HAVING BEEN FINALLY HEARD ON 22/11/2007,THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

prv.

M.N. KRISHNAN, J.

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C.R.P. NO. 716 OF 2000

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Dated this the 22nd day of November, 2007.

O R D E R

This revision petition is preferred against the order of the 2nd Addl. Munsiff, Thrissur in I.A.1667/98 in O.S.386/95. It is an application for amendment of the plaint. By the amendment the plaintiff wants to substitute the schedule. I am not going into the merits because I am informed that the suit itself has been dismissed for default and for restoration of that a CRP is pending before this Court. So, there is no point in considering this matter on merits and therefore the CRP is dismissed.

But, I make it clear that if the suit is restored, it will not debar the plaintiff from filing a fresh application for amendment in accordance with law.

M.N. KRISHNAN, JUDGE.

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M.N. KRISHNAN, J.

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C.R.P. No. 716 OF 2000

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O R D E R

22nd November, 2007.